

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 9040

October 27, 2021

SUMMARY OF BILL: Creates an offense for a person or entity to intentionally require another to wear a mask for the purpose of preventing the spread of COVID-19 as a condition of employment or in order to enter any building, facility, or property that is generally open to the public. Creates an exception to the application of the offense if such requirement is a condition for entry into a hospital or other facility used for healthcare treatment of a person who has been designated by a physician as being at high risk of death from exposure to a communicable disease. Effective January 1, 2022.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- The proposed legislation specifies the following punishment for violations of the offense:
 - First violation – Class C misdemeanor
 - Second violation – Class B misdemeanor punishable by fine of no less than \$1,000
 - Third or subsequent violation – Class A misdemeanor punishable by fine of no less than \$2,500
- The proposed legislation will not result in a sufficient number of misdemeanor prosecutions for state or local government to experience any significant increase in revenue or expenditures.
- Any additional workload on the court system resulting from the proposed legislation will be accommodated utilizing existing resources.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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